

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 3, Franklin District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by D. William Gillenwater, its **Assistant Manager**, by authority duly given.

Jan Pest  
MARSHALL County 02:31:47 PM  
Instrument No 1303075  
Date Recorded 04/14/2011  
Document Type O&G  
Pages Recorded 6  
Book-Page 729-317  
Recording Fee \$6.00  
Additional \$6.00


CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: 

Its: Assistant Manager

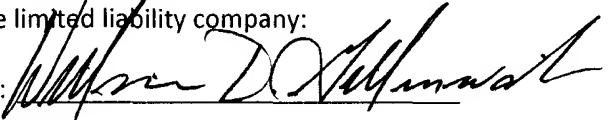
IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by <sup>D.</sup>  
**William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY  
a Delaware corporation.

By:   
Its: Vice President


IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by <sup>D.</sup>  
**William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC  
a Delaware limited liability company:

By:   
Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by <sup>D.</sup>  
**William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY  
a Delaware corporation:

By:   
Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by <sup>D.</sup> William Gillenwater, its Vice President, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 11 day of APRIL, 2011, by <sup>D.</sup> William Gillenwater, its Vice President, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

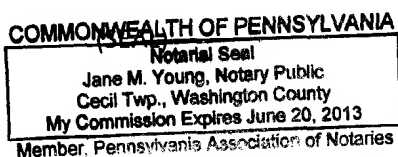
By: 

Its: Vice President

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
**WASHINGTON**  
COUNTY OF \_\_\_\_\_

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared <sup>D.</sup> William Gillenwater, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Assistant Manager of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.

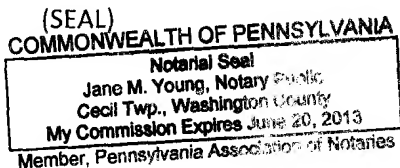


  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF **WASHINGTON****JANE M. YOUNG**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.

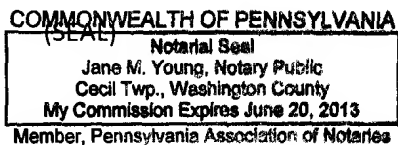


Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF **WASHINGTON**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.

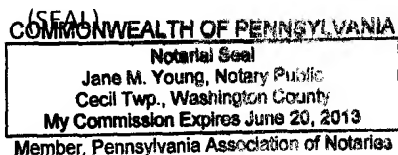


Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF **WASHINGTON**

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.



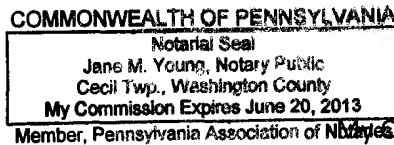
Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared William Gillenwater, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.

(SEAL)

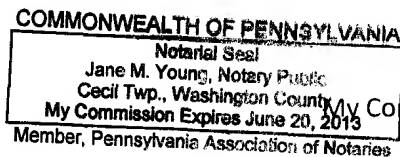


Jane M. Young  
Notary Public  
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared William Gillenwater, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 11 day of APRIL, 2011.

(SEAL)



Jane M. Young  
Notary Public  
My Commission expires \_\_\_\_\_

This Document Prepared By:  
Andrew S. Graham  
WV Bar No. 9664  
Steptoe & Johnson PLLC  
1085 Van Voorhis Road  
PO BOX 1616  
Morgantown, WV 26507  
(304) 598-8000

EXHIBIT A - SURFACE TRACTS (McELROY MINE)  
Tax Map 3, Franklin District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
3	1	Woods	Austin H. III & Linda A.	220 Birch Avenue	Moundsville	WV	26041	30.912 A Taylors Ridge	DB 671/302
3	1.3	Tenant Family Irrevocable Trust		80 Pearl Street	Moundsville	WV	26041	40.735 A Taylors Ridge	DB 629/49
3	2	Weyt	Donald	RD 2 Box 160	Proctor	WV	26055	9.76 Taylors Ridge	DB 473/218
3	3	Weyt	Donald	RD 2 Box 160	Proctor	WV	26055	16.2 Taylors Ridge	DB 473/218
3	4	Chaplin	James R.	21 Warden Run Road Ste 203	Proctor	WV	26055	11.7996 A Taylors Ridge	DB 659/236
3	5	Chaplin	James R.	21 Warden Run Road Ste 203	Proctor	WV	26055	11.295 Taylors Ridge & O&G	DB 659/236
3	6	Szafran	Jeffrey A. & Charlotte S.	55 Walnut Avenue	Moundsville	WV	26041	41.706 A Roberts Ridge	DB 603/18
3	6.1	Holmes	Ralph A. & Robin R.	RR 2 Box 186	Moundsville	WV	26041	5.398 A Roberts Ridge & O&G	DB 682/451
3	9	Thomas	R. Steven & Monti et al	RR 2 Box 170B	Moundsville	WV	26041	51.395 A Roberts Ridge	DB 634/198
3	10	Midcap	Dorothy L.	RD 2 Box 163	Moundsville	WV	26041	50.098 Bowman & O&G	DB 646/361
3	11	Holmes	Ralph Allen & Robin	RD 2 Box 186	Moundsville	WV	26041	16.048 Roberts Ridge & O&G	DB 618/680
3	12	Holmes	Douglas G., Michael S. & Ralph Allen & Robin	RD 2 Box 186	Moundsville	WV	26041	5.15 Roberts Ridge & O&G	DB 618/680
3	13	Derrow	Steven S.	RD 2 Box 157	Moundsville	WV	26041	94.611 Bowman & O&G	WB 771/261
3	13.4	Derrow	Michael William	RD 2 Box 156-C	Moundsville	WV	26041	5.227 Bowman & O&G	DB 552/670
3	14	Cunningham	Glen L. & Ramona L.	RD 2 Box 143-A	Moundsville	WV	26041	35.618 Bowman & O&G	DB 603/468
3	17	Williams	Helena Ruth	RD 2 Box 145	Moundsville	WV	26041	16.885 Roberts Ridge & O&G	WB 54/261
3	20								
3	21	Stiburt	Mary Louise	RD 2 Box 164	Proctor	WV	26055	6.095 Bowman	WB 40/618
3	21.2	Stanley	Bernard A. & Patricia L.	RD 2 Box 163-A	Proctor	WV	26055	24.57 A Bowman & O&G	DB 561/271
3	22	Cunningham	Brent C. & Satona L.	RD 2 Box 143-B	Moundsville	WV	26041	72.689 A Lower Bowman	DB 580/630
3	23	Hill	David P. & Larry E.	335 Woodland Drive	Madison	WV	25130	86.51 Tremble Run & O&G	DB 640/437
3	24	Maynard	Douglas & Ruth Evelyn	110 Thompson Road	Russell	KY	41169	72.24 Tremble Run & O&G	DB 483/334
3	25	Jones	Sidney L. & Freda M.					8.0198 A Nixon Ridge	DB 685/154
3	26.1	ODonnell	Michael L.	1200 Thompson Avenue	Moundsville	WV	26041	23.147 A Nixon Ridge & O&G	DB 662/552
3	27	McElroy Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	15.368 A Roberts Ridge & O&G	DB 725/276
3	30	Rawling	Karroll K. & Sandra Sue	RD 2 Box 173B	Moundsville	WV	26041	28.859 Nixon Ridge	DB 691/183
3	30.1	Ewing	Joshua D.	RR 2 Box 176G	Moundsville	WV	26041	24.608 A Nixon Ridge	DB 705/113
3	30.7	Ewing	Joshua D.	RR 2 Box 176G	Moundsville	WV	26041	5.333 A Nixon Ridge	DB 705/116
3	31	Howe	Russell Blaine & Eileen A.	RD 2 Box 159-A	Proctor	WV	26055	107.02 Taylors Ridge & O&G	DB 640/387
3	32.1	Chaplin	Ralph A. & Ella Bea	RD 2 Box 159	Proctor	WV	26055	48.881 A Roberts Ridge & O&G	DB 623/224
3	32.4	Hill	Carol Ellen (life estate), et al.	602 Belmon Street	Martins Ferry	OH	43935	15.423 A Roberts Ridge	DB 657/259
3	41	Lighner	George R., Sr.	RD 2 Box 147A	Moundsville	WV	26041	21.266 A Roberts Ridge	DB 691/425

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 17th day of April 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 17th day of April 2011 at 2:30 o'clock P.M.

TESTE: Jan Pest Clerk.